

GENERAL ORDINANCE NO. 10-09

AN ORDINANCE
CREATING SECTION 27.614,
GREEN BAY MUNICIPAL CODE,
REGARDING DAMAGE TO
PROPERTY BY TENANTS

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS
FOLLOWS:

SECTION 1. Section 27.614, Green Bay Municipal Code, is hereby created as follows:

27.614 **DAMAGE TO PROPERTY BY TENANTS.**

(1) It shall be unlawful for any person leasing, renting or in possession of the property of another, whether real or personal, to intentionally cause or knowingly permit such property to be materially damaged, defaced, or destroyed without the owner's consent.

(2) Materially damaged, defaced or destroyed means that the property is reduced in value beyond normal wear and tear. For the purposes of this subsection, property is reduced in value by the amount which it would cost either to repair or replace it, whichever is less.

(3) In any prosecution under this subsection, proof that the property has been materially damaged, defaced or destroyed without the owner's consent shall be prima facie evidence that the tenant, lessee or person in possession of the property of another intentionally caused or knowingly permitted such property to be materially damaged, defaced or destroyed.

(4) Any person who violates this subsection shall be subject to a forfeiture of not more than \$1,000.00, together with the costs of prosecution.

SECTION 2. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this 21st day of April, 2009.

APPROVED:

/s/ James J. Schmitt

Mayor

ATTEST:

/s/ Chad J. Weininger

Clerk

bc

First Reading: 4/8/09

Effective Date: 4/25/09